

## Article - Health - General

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§7-406.

(a) The Secretary shall provide notice and an opportunity for a Medicaid fair hearing in accordance with Title 10, Subtitle 2 of the State Government Article and federal Medicaid law to:

(1) An applicant for Administration Medicaid waiver services who is denied eligibility for the services;

(2) An applicant for Administration Medicaid waiver services who contests the priority category assigned to the applicant for the services; and

(3) A recipient of Administration Medicaid waiver services:

(i) Whose claim for Administration Medicaid waiver services is denied or is not acted on with reasonable promptness; or

(ii) Who believes the Administration has taken an action erroneously.

(b) (1) Except as provided in subsection (a) of this section, an applicant for services or a recipient of services under this title may:

(i) Request an informal hearing before the Secretary's designee on any action or inaction of the Secretary made under this title; and

(ii) Request the Secretary to review the decision of the informal hearing.

(2) After the Secretary receives a request for a review, the Secretary shall conduct the review in accordance with Title 10, Subtitle 2 of the State Government Article.

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